THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 12433 OF 2007

DATED: 15-06-2007

Between :

K.Vidya Sagar Rao

… Petitioner

And

Deputy Commissioner,
Endowments,
Warangal and 3 others.

... Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.12433 OF 2007

ORDER :

Heard the learned counsel for the petitioner and perused the material on record.

Though Sub-section (1) of Section 87 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act, 1987 (for short 'the Act') mandates prior notice to the person concerned before deciding any dispute as to the questions specified thereunder, Sub-section (4) of Section 87 empowers the Deputy Commissioner to pass an interim order as he deems fit for safeguarding the interests of the institution or endowments and for preventing damage to or loss or misappropriation of the properties or moneys belonging to the institution or endowments.

The impugned order dated 13-06-2007 passed by the first respondent is nothing but an interim order passed in exercise of powers conferred under sub-section (4) of Section 87 of the Act.

The impugned order also shows that the enquiry is fixed on 23-06-2007 and the petitioner is directed to appear with connected records of income and expenditure. Hence, I do not find any justifiable reason to interfere with the said order on the ground of want of prior notice.

The writ petition is accordingly, dismissed leaving it open to the petitioner to appear before the first respondent and make his submissions. No costs.

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G. ROHINI, J.

Date 15-06-2007
KLP